

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

GARY RHINES,	:	
Petitioner	:	CIVIL ACTION NO. 3:17-1623
v.	:	(JUDGE MANNION)
Warden FCI-ALLENWOOD,	:	
Respondent	:	

ORDER

For the reasons set forth in the Memorandum of this date, **IT IS**
HEREBY ORDERED THAT:

1. The above captioned petition for writ of habeas corpus is **DISMISSED** as untimely under the statute of limitations, see [28 U.S.C. §2244\(d\)](#), and for failure to raise a cognizable federal claim.
2. The Clerk of Court is directed to **CLOSE** this case.
3. Petitioner's motion for discovery (Doc. [11](#)) and motion for judgment on the pleadings (Doc. [15](#)) are **DISMISSED** as moot.
4. There is no basis for the issuance of a Certificate of Appealability. See [28 U.S.C. §2253\(c\)](#).

s/ Malachy E. Mannion
MALACHY E. MANNION
United States District Judge

Dated: March 5, 2019

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